

REMARKS

This Response addresses the Office Action mailed on June 30, 2004. A diligent effort has been made to respond to the rejections contained therein, and reconsideration and allowance is respectfully requested in view of this Response.

Claims 37 and 38 are allowed over the prior art of record. Claims 1-6, 12, 15-17, 20-25, 30, 33 and 34 presently stand rejected under 35 U.S.C. §102(e) as anticipated by U.S. Patent No. 6,578,068 issued to Bowman-Amuah (hereinafter "Bowman"). Claims 7, 8, 10-11, 13-14, 18-19, 26-29 are presently objected to as being dependent upon a rejected base claim. The Applicant acknowledges with appreciation the Examiner's indication that claims 7, 8, 10, 11, 13, 14, 18, 19, 26-29, 31, 32, 37, and 38 are directed to allowable subject matter.

The Applicant also expresses appreciation to the Examiner for granting an interview on August 26th, 2004. During that interview, the Applicant discussed some proposed amendments with the Examiner regarding the independent claims. The Examiner kindly indicated that the independent claims which clarify that the content management directives are directed to "the number of instances" of the data set or content would be allowable over Bowman. Thus, Applicant now submits new claims 39-42, each of which include a recitation referring to "the number of instances" language which was indicated allowable by the Examiner.

The Applicant respectfully submits that this amendment merely clarifies the meaning of the original claim, as would be understood by those skilled in the art. Therefore, the Applicant respectfully asserts that this amendment should not affect the scope afforded to these claims.


Furthermore, Applicant respectfully submits that the claims which were indicated as being directed toward allowable subject matter (claims 7, 8, 10, 11, 13, 14, 18, 19, 26-29, 31, 32,

37, and 38) in the previous office action have been rewritten in independent form, or are now dependent upon an allowable claim. Thus, claims 7, 13, 22, 26, 28, 31, and 35 which were indicated allowable if rewritten in independent form, have been rewritten. The Applicant would like to note that these claims have not been amended, *per se*, but have merely been rewritten to include the elements inherited from the original independent claims, which were part of the original dependent claims. Therefore, the Applicant respectfully asserts that because the scope of these new independent claims has not been altered during the course of examination, these independent claims (7, 13, 22, 26, 28, 31, and 35) retain their original broad scope and claim interpretation.

In view of these remarks, the Applicant respectfully requests withdrawal of the Examiner's rejection, allowance of claims 2-11, 13-20, 22-29, and 31-42 and issuance of a Notice of Allowance to that effect. The Examiner is invited to contact the undersigned if such contact would assist in the further prosecution of this case.

Beyond the fees for the added independent claims which are provided for in the accompanying documents, no other fees are believed due with respect to this response, however, the Commissioner is hereby authorized to charge any additional fees, or credit any overpayment, associated with this response to Jones Day's Deposit Account No. 502724, ref: 138900-600003.

Respectfully submitted,


Troy A. Van Aacken
Registration No. 50,847

JONES DAY
Customer No. 36587
Phone: 404-521-3939
Fax: 404-581-8330
e-mail: tavanaacken@jonesday.com